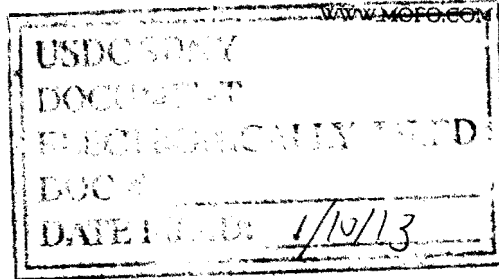


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January 9, 2013

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Hon. Shira A. Scheindlin
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

A conference is scheduled
for January 18, 2013 at 4:00pm at which
the proposed scheduling will be
discussed.

So ordered,

Shira A. Scheindlin
USDC

1/10/13

Re: *Sekisui America Corporation et al. v. Hart et al.*, Case No. 12-cv-3479 (SAS)

Dear Judge Scheindlin:

We represent Plaintiffs in the above-referenced action, and write on behalf of all parties. Following the Court's October 17, 2012 Order granting in part and denying in part Defendants' motion to dismiss, the parties continued to engage in limited discovery in accordance with the August 20, 2012 Scheduling Order, and participated in the Court-ordered mediation on December 6, 2012. The parties now seek to schedule the remaining pre-trial deadlines in this action, and have submitted a joint proposed scheduling order for the Court's consideration.

Respectfully submitted,

Craig B. Whitney

Encl.

cc: Jonathan Kortmansky, Esq. (via email: jkortmansky@sandw.com)

ny-1072687